

T. F. L. asks the Utah Labor Commission to review Administrative Law Judge George's denial of Mr. L.'s claim for benefits under the Utah Workers' Compensation Act ("the Act"; Title 34A, Chapter 2, Utah Code Annotated).

The Labor Commission exercises jurisdiction over this motion for review pursuant to Utah Code Ann. §63-46b-12 and Utah Code Ann. §34A-2-801(3).

BACKGROUND AND ISSUES PRESENTED

On February 4, 2004, Mr. L. filed an application with the Commission to compel Kennecott to pay workers' compensation benefits for burns and infection of his leg. Mr. L. alleged that his injuries were caused by "matte" splattering on him as he worked in Kennecott's smelter. On November 10, 2004, Judge George held an evidentiary hearing on Mr. L.'s application. On November 12, 2004, Judge George denied the claim because Mr. L. had not proved that his work at Kennecott was the medical cause of his injuries.

In his request for Commission review of Judge George's decision, Mr. L. generally argues that he did not receive a fair hearing.

DISCUSSION AND CONCLUSION OF LAW

The Commission has reviewed the various points raised by Mr. L. in support of his motion for review. The Commission has also reviewed the course of these proceedings before Judge George. The Commission concludes that Mr. L. received a full opportunity to present his evidence and to confront the evidence against him. The Commission finds no support for Mr. L.'s suggestions that he was not treated with respect, or that Judge George failed to listen to his evidence. Furthermore, Judge George's decision is fully supported by the evidence.

ORDER

The Commission adopts and affirms Judge George's decision and denies Mr. L.'s motion for review. It is so ordered.

Dated this 24th day of May, 2005.

R. Lee Ellertson, Commissioner